



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/921,992	08/06/2001	Albert Boronat	16516.107

CONFIRMATION NO. 7088

## FORMALITIES LETTER



\*OC00000006796902\*

2838  
ARNOLD & PORTER  
DOCKETING DEPARTMENT; RM 1126(b)  
555 12TH STREET, N.W.  
WASHINGTON, DC 20004-1206

Date Mailed: 09/26/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/09/2001 MWOLDR1 00000010 09921992

01 FC:101  
02 FC:105740.00 GP  
120.00 GP

NOV 08 2001  
2838  
ARNOLD & PORTER  
DOCKETING DEPARTMENT; RM 1126(b)  
555 12TH STREET, N.W.  
WASHINGTON, DC 20004-1206

# ARNOLD & PORTER



November 8, 2001

June E. Cohan  
June\_Cohan@aporter.com  
202.942.5071  
202.942.5999 Fax  
555 Twelfth Street, NW  
Washington, DC 20004-1206

Attn: BOX MISSING PARTS

Commissioner for Patents  
Washington, DC 20231

Re: U.S. Utility Patent Application No. 09/921,992  
Filed: August 6, 2001  
Inventors: BORONAT *et al.*  
For: Methyl-D-Erythritol Phosphate Pathway Genes  
Dkt. No.: 16516.107

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

1. Response to Notice to File Missing Parts of Application (in duplicate);
2. Copy of Notice to File Missing Parts of Application – Filing Date Granted;
3. Original Combined Declaration and Power of Attorney for Patent Application, executed by Albert Boronat, Narciso Campos, and Manuel Rodriguez-Concepcion (5 pages);
4. Original Combined Declaration and Power of Attorney for Patent Application, executed by Michel Rohmer and Myriam Seemann (5 pages);
5. Original Combined Declaration and Power of Attorney for Patent Application, executed by Henry E. Valentin, Tyamagondlu V. Venkatesh, and Mylavarapu Venkatramesh (5 pages);
6. Check No. 143589 in the amount of \$870.00 to cover the basic filing fee and surcharge for late filing of oath or declaration; and
7. Return postcard.

---

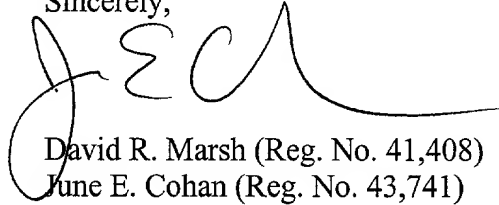
# ARNOLD & PORTER

---

U.S. Appln. No. 09/921,992  
Atty. Docket No.: 16516.107  
Page 2

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Sincerely,



David R. Marsh (Reg. No. 41,408)  
June E. Cohan (Reg. No. 43,741)

Enclosures

POST " 200512050

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Application of:

Albert BORONAT *et al.*

Appln. No.: 09/921,992

Filed: August 6, 2001

For: Methyl-D-Erythritol Phosphate  
Pathway Genes

Art Unit: 1645

Examiner: To Be Assigned

Atty. Docket: 16516.107

**Response to Notice to File Missing Parts of Application**

**Box Missing Parts**

Commissioner for Patents  
Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted dated September 26, 2001, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Copy of the Notice to File Missing Parts of Application – Filing Date Granted;
2. Original Combined Declaration and Power of Attorney for Patent Application, executed by Albert Boronat, Narciso Campos, and Manuel Rodriguez-Concepcion;
3. Original Combined Declaration and Power of Attorney for Patent Application, executed by Michel Rohmer and Myriam Seemann;
4. Original Combined Declaration and Power of Attorney for Patent Application, executed by Henry E. Valentin, Tyamagondlu V. Venkatesh, and Mylavarapu Venkatramesh;
5. Return postcard; and
6. Check No. 143589 in the amount of \$870.00 to cover:

\$ 740.00 Filing Fee for Patent Application (37 C.F.R. § 1.16);

\$ 130.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16)

It is noted that the Filing Receipt mailed September 26, 2001 lists inventor Manuel Rodriguez-Concepcion's last name as Rodriguez-concepcion. The first C in Concepcion should be capitalized. It is recognized that a new Filing Receipt will be issued upon receipt of the executed Declaration, and it is respectfully requested that the above-noted error be corrected in the new Filing Receipt.

**ARNOLD & PORTER**  
555 Twelfth Street, N.W.  
Washington, D.C. 20004-1206  
(202) 942-5000 (telephone)  
(202) 942-5999 (facsimile)